

### Remarks

Reconsideration of the application is respectfully requested.

Claims 1-17 have been rejected by the Examiner. Claims 1, 5, 9, 13, and 17 have been amended. Thus, claims 1-17 remain pending in the application.

### Amendments and New Claims

Support for the amendments can be found on page 6, lines 14-23 and Figure 3b of the present application.

### Claim Rejections under 35 U.S.C. § 102

In "Claim Rejections – 35 USC § 102" item 2 on page 2 of the above-identified Office Action, claims 1-17 have been rejected as being fully anticipated by U.S. Patent No. 6,763,095 to *Cermak et al.* (hereinafter "Cermak") under 35 U.S.C. § 102(e).

As amended, claim 1 recites a method comprising:

"receiving, by a wireless mobile communication device, a first user request from an input key of the wireless mobile communication device; and  
in response, displaying, by the wireless mobile communication device, on a display of the wireless mobile communication device, a list of communication messages with a communication partner of at least two message types selected from a message type group comprising of an email message type, a text message type, a voice message type, and a call message type, the list only having communication messages sent to or received from the communication partner, and not having any other communication messages to or from any other communication partners."

In contrast, Cermak simply teaches a system for identifying callers and message senders to a called messaged/party. In one variation, Cermak discloses

displaying the messages, such as call messages, IM messages, voicemail messages, and email messages, in a unified messaging mailbox. Nothing in Cermak, however, discloses a list having messages of at least two types for a communication partner, the list only having messages to and from that partner, and not any messages to and from another partner. In fact, Cermak only discloses one list in the form of the unified messaging mailbox, and does not disclose a sub-list for at least one communication partner having messages of at least two message types.

Accordingly, amended claim 1 is not anticipated by Cermak under 35 USC §102(e).

Amended claim 9 recites limitations similar to those of amended claim 1. Thus, for at least the same reasons, claim 9 is not anticipated by Cermak.

Claims 2-8 and 10-17 depend from claims 1 and 9, incorporating their limitations respectively. Thus, for at least the same reasons, claims 2-8 and 10-17 are not anticipated by Cermak.

Additionally, Cermak does not disclose, expressly or inherently, the display of pictorial icons associated with the communication partner, as is claimed in claims 2 and 10. Cermak mentions displaying identification information about a caller/messenger sender, but does not teach or suggest the use of icons to do so. In fact, Cermak teaches away from their use, as the very purpose of Cermak is to provide the called/messaged party with as much information as possible about the caller/message sender.

Further, Cermak does not disclose the facilitating of the selection of a message and a communication protocol and the facilitating of a response in that protocol, as is claimed in amended claims 5 and 13. While Cermak does mention the ability of a user to select one of the displayed messages and to open or delete the message, and generally discusses the ability of the user to reply to received

messages, nothing in Cermak mentions facilitating a user in selecting one of the displayed messages, and, in response, facilitating a user in replying to the message, either in the message's associated communication protocol (e.g., phone call), or in another communication protocol (e.g., email).

### **Conclusion**

In view of the foregoing, reconsideration and allowance of claims 1-17 are solicited. As a result of the amendments made herein, Applicants submit that claims 1-17 are in condition for allowance. Accordingly, a Notice of Allowance is respectfully requested. If the Examiner has any questions concerning the present paper, the Examiner is kindly requested to contact the undersigned at (206) 407-1513. If any fees are due in connection with filing this paper, the Commissioner is authorized to charge the Deposit Account of Schwabe, Williamson and Wyatt, P.C., No. 50-0393.

Respectfully submitted,  
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